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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Inventor(s):** JAY N. TURKBAS et al.  
**Appln. No.:** 10/606,480  
**Filing Date:** June 26, 2003  
**Title:** FOOTBED

**Examiner:** KAVANAUGH, John T.  
**Group Art Unit:** 3728  
**Docket No.** 73893-304322  
**Facsimile No:** 703-872-9306

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Mail Stop Amendment  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

I CERTIFY THAT, ON JULY 15, 2004, THIS PAPER IS BEING SENT VIA  
 FACSIMILE TO THE COMMISSIONER FOR PATENTS, P. O. BOX 1450,  
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*Kristine Stefano*  
 Kristine Stefano

**RESPONSE TO ELECTION REQUIREMENT**

This communication is responsive to the Office Action mailed on June 17, 2004, in which all pending claims 1-25 were subject to an Election of Species Requirement. The Office Action stated that the application contains claims directed to 2 patentably distinct species. The Office Action asserted that Species I is drawn to the invention shown in Figures 1-5, and Species II is drawn to the invention shown in Figures 6-8. The Office Action also stated that claim 1 is generic.

Applicants hereby elect to prosecute Species II in this application, which is drawn to the invention shown in Figures 6-8. Applicants submit that pending claims 9, 10-19 and 23-25 read upon Species II. Pending claims 1, 3-8 are generic to all species.

No fee has been included with this response. Should a fee be required, Applicants authorize the Commissioner to charge our Deposit Account No. 06-0029.

Respectfully Submitted,

JAY N. TURKBAS et al.

By:

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